IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.T.SANKARAN

TUESDAY, THE 17TH APRIL 2007 / 27TH CHAITHRA 1929

Bail Appl..No. 2187 of 2007()

C.R.No.25/2007 of KAYAMKULAM EXCISE RANGE

PETITIONER/ACCUSED

SURENDRAN, S/O.BALAKRISHNAN, SHIBU BHAVANAM, PRAYAR VADAKKUM MURI, DEVIKULANGARA PANCHAYATH VIII, PUTHUPPALLY VILLAGE, KARTHIKAPPALLY TALUK.

BY ADV. SRI.P.SREEKUMAR
SRI.K.S.MANU (PUNUKKONNOOR)

RESPONDENTS: COMPLAINANT

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1. EXCISE INSPECTOR, KAYAMKULAM EXCISE RANGE, ALAPPUZHA DISTRICT.

2. STATE OF KERALA, REPRESENTED BY THE PUBLIC PROSECUTOR, HIGH COURT OF KERALA.

BY PUBLIC PROSECUTOR, SRI JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 17/04/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.T.SANKARAN, J

B.A.No.2187 of 2007

Dated this the 17th day of April, 2007

O R D E R

This is an application for bail under Section 439 of the Code of Criminal Procedure.

2. The petitioner is the accused in C.R.No.25/2007 of Kayamkulam Excise Range. The offence alleged against him is under Section 8 (i) and (ii) of the Kerala Abkari Act.

3. The petitioner moved an application for bail before the Court of Judicial Magistrate of the First Class, Kayamkulam, but the same was dismissed by the order dated 14/03/2007.

4. Heard the learned counsel for the petitioner and the learned Public Prosecutor. It is submitted by the learned Public Prosecutor that the petitioner is not involved in any other offence of the same nature.

In the facts and circumstances of the case, I am inclined to grant bail to the petitioner. The petitioner shall be released on bail on condition that he executes a bond for Rs.25,000/- with two solvent sureties each for the like amount to the satisfaction of the Judicial Magistrate of the First Class, Kayamkulam.

(K.T.SANKARAN)
JUDGE

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